



United States Government

**NATIONAL LABOR RELATIONS BOARD**

Office of the Executive Secretary

1015 Half Street, SE

Washington, DC 20570

December 9, 2020

Irene H. Botero, Esq.  
Devon Blevins, Esq.  
Counsels for the General Counsel  
National Labor Relations Board, Region 19  
915 Second Avenue, Suite 2948  
Seattle, WA 98174

**Re: Edwards Painting, Inc.**  
Cases 19-CA-116399 & 19-CA-122730

Dear Ms. Botero and Mr. Blevins:

This case is currently pending before the National Labor Relations Board on the General Counsel's Motions to Transfer and Continue Matter Before the Board and for Default Judgment filed on November 12, 2020.<sup>1</sup> On November 17, the Executive Secretary's Office issued a Notice to Show Cause, by December 1, why the General Counsel's motions should not be granted (filed with the Board with affidavit of service on the parties to this proceeding). Prior to December 1, the *pro se* Respondent sent a response via facsimile to Region 19's Sub-Regional Office in Portland, Oregon.

On December 3, you filed a Reply to Respondent's Response to the Board's Order to Show Cause. In the reply you request, among other things, that the Board strike the Respondent's response. You argue that the Respondent sent its response via facsimile to the Region, not the Board, and that the Respondent failed to include an affidavit of service.

On December 9, the Respondent E-Filed with the Executive Secretary's Office a copy of the response it had faxed to the Region together with a certification that the Respondent served the parties by email.<sup>2</sup>

Your request that the Board strike the Respondent's response is **denied**. The Respondent, which is proceeding *pro se* for purposes of responding to the General Counsel's motions, corrected the filing and service of its response to conform to Section 102.5 of the Board's Rules and Regulations. In addition, there is no indication that any

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<sup>1</sup> All dates hereafter are in 2020.

<sup>2</sup> This filing is dated November 28 on the first page, November 29 on the second page, and December 8 on the third page. However, the filing was E-Filed with the Executive Secretary's Office on December 9.

party will be prejudiced by the Respondent's correction of its filing in these circumstances.

Accordingly, the Respondent's response has been forwarded to the Board for its consideration. In addition, your reply to the response has been forwarded to the Board for its consideration except that, again, the request contained in your reply that the Board strike the response is denied.

Very truly yours,

/s/ Mark G. Eskenazi  
Associate Executive Secretary

cc: Parties  
Region 19